

**From:** SMITH Grant S <grant.s.smith@state.or.us>  
**Sent time:** 04/04/2014 10:42:56 AM  
keir.miller@co.lane.or.us; matt.laird@co.lane.or.us; Barber, Anthony; ASHFORD Bonnie <bonnie.ashford@state.or.us>; Bray, Dave; LORENZ Dave C <dave.c.lorenz@state.or.us>; PEDERSEN Dick <dick.pedersen@state.or.us>; Eastman, Susan; NUSBAUM Eric W <eric.w.nusbaum@state.or.us>; GINSBURG.Andy@deq.state.or.us; ALDRICH Greg <greg.aldrich@state.or.us>; Heggem, Daniel; Helder, Dirk; FERN Jacqueline <jacqueline.fern@state.or.us>; HALL James L <james.l.hall@state.or.us>; BYERS John O <john.o.byers@state.or.us>; SEEDS Joshua <joshua.seeds@state.or.us>; SIMPSON Manette <manette.simpson@state.or.us>; McGown, Michael; HENNEMANN Nick <nick.hennemann@state.or.us>; HUNTER Phil M <phil.m.hunter@state.or.us>; Powers, David; NICHOLS Rod L <rod.l.nichols@state.or.us>; SEN Roblan <sen.arnieroblan@state.or.us>; S. Boyd (b) (6) [REDACTED]; WILES Wendy <wendy.wiles@state.or.us>  
**To:**  
**Cc:** Jay.Bozievich@co.lane.or.us <jay.bozievich@co.lane.or.us>; Pete.SORENSEN@co.lane.or.us <pete.sorenson@co.lane.or.us>; REP McKeown <rep.caddymckeown@state.or.us>  
**Subject:** RE: Impending Landslide Risk Is Being Ignored  
**Attachments:** removed.txt

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Ms. Boyd,

Again, thanks for voicing your concerns. To better understand everyone's concerns and be a resource to your group on the forestry issues, I too would like to attend your meeting this weekend. Would you please provide me the meeting information as well? I look forward to seeing you this weekend.

Thanks,

Link

Grant (Link) Smith

Western Lane District Forester

Oregon Department of Forestry

541-935-2283

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**From:** Sen Roblan [mailto:sen.arnieroblan@state.or.us]  
**Sent:** Thursday, April 03, 2014 8:12 AM  
**To:** barber.anthony@epa.gov; ASHFORD Bonnie; Bray.Dave@epa.gov; LORENZ Dave C; PEDERSEN Dick; Eastman.Susan@epa.gov; NUSBAUM Eric W; ginsburg.andy@deq.state.or.us; SMITH Grant S (Link); ALDRICH Greg; heggem.daniel@epa.gov; Helder.Dirk@epa.gov; FERN Jacqueline; HALL James L; BYERS John O; SEEDS Joshua; keir.miller@co.lane.or.us; SIMPSON Manette; matt.laird@co.lane.or.us; McGown.Michael@epa.gov; HUNTER Phil M; Powers.David@epa.gov; NICHOLS Rod L; 'S. Boyd'; WILES Wendy  
**Cc:** Jay.Bozievich@co.lane.or.us; Pete.SORENSEN@co.lane.or.us; REP McKeown  
**Subject:** RE: Impending Landslide Risk Is Being Ignored

Hi Shauna, thanks for taking the time to voice your concerns. Maybe I can attend the larger meeting this weekend

so I can take notes and report back to Senator Roblan. Can you provide a bit more information?

Also, the concerns raised here are very similar to the recent meeting with Sen. Roblan and Caddy McKeown. As

such, I would like hone in on the particular concerns that might differ from the issues raised during said meeting,

for example Landslides; EPA and DEQ, were not a part of that discussion. We were waiting for joint responses re

Forestry/ODA regarding testing.

Also -- **object to not having notifications** – ODF’s website notes that Chemical applications on forestland or

“forest operation” require the landowner to provide a Notification of Operation to the Department of Forestry at

least 15 days prior to the planned operation. <http://www.oregon.gov/odf/pages/herbicideinfo.aspx>

If there is a more specific notification requirement pursuant to the above, please, Do not hesitate to call so we can hone in on more precise solution to your concerns.

Thanks again Shauna. Hope I get a chance to see you this weekend. I know a place for cheap lunch☺

*Rosie Shatkin*

*Legislative Policy Advisor*

*Sen. Arnie Roblan, SD 5*

*(Coos Bay, Florence, Newport, Tillamook)*

*Office: 503.986.1705*

*Cell: 541.999.5327*

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**From:** S. Boyd (b) (6) ]

**Sent:** Wednesday, April 02, 2014 10:28 PM

**To:** SMITH Grant S (Link); [barber.anthony@epa.gov](mailto:barber.anthony@epa.gov); ASHFORD Bonnie; [Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov); LORENZ Dave C; PEDERSEN Dick; [Eastman.Susan@epa.gov](mailto:Eastman.Susan@epa.gov); NUSBAUM Eric W; [ginsburg.andy@deq.state.or.us](mailto:ginsburg.andy@deq.state.or.us); ALDRICH Greg; [heggem.daniel@epa.gov](mailto:heggem.daniel@epa.gov); [Helder.Dirk@epa.gov](mailto:Helder.Dirk@epa.gov); FERN Jacqueline; HALL James L; BYERS John O; SEEDS Joshua; [keir.miller@co.lane.or.us](mailto:keir.miller@co.lane.or.us); SIMPSON Manette; [matt.laird@co.lane.or.us](mailto:matt.laird@co.lane.or.us); [McGown.Michael@epa.gov](mailto:McGown.Michael@epa.gov); HUNTER Phil M; [Powers.David@epa.gov](mailto:Powers.David@epa.gov); NICHOLS Rod L; WILES Wendy

**Cc:** [Jay.Bozievich@co.lane.or.us](mailto:Jay.Bozievich@co.lane.or.us); [Pete.SORENSEN@co.lane.or.us](mailto:Pete.SORENSEN@co.lane.or.us); Rep McKeown; Sen Roblan

**Subject:** RE: Impending Landslide Risk Is Being Ignored

Mr. Smith,

Thank you for your response, and your reply has been discussed. We are having a larger meeting this weekend, and will further discuss your response.

We do have initial concerns with what you stated.

You said in your response "... It is neither possible nor even desirable to prevent all landslides in Oregon." No one has asked that the Oregon Forestry Department "prevents all landslides". There are landslides that **should** require prevention, if there is even a slight chance that what is being done could cause citizens to be placed in danger or killed.

As far as landslides existing "with and without harvesting" and being "inevitable", it is quite obvious and well known that completely removing all the trees on any land and running over it with machinery, especially when it is on steep terrain in a very wet and rainy area will increase landslide risk.

We as citizens, our welfare, our quality of life, our health, our property values, even our water have not been considered as worthwhile to protect in this situation, and, sadly, it was apparently not deemed that important to protect our neighborhood from the risk of a landslide as cutting on such a massive scale around our neighborhood was allowed.

We were told almost a year ago that the area's landslide risk was assessed by one of ODF's geologists, and that none was posed by the project. Much more clear cutting took place since then. There is more activity to take place. Please provide the prior assessment to us.

We would like current and future risk assessed, and by a geologist that is not affiliated with Oregon Department of Forestry. We would like the EPA or DEQ possibly to get involved with this aspect. Please assure us that there is a plan in place to help to mitigate what has already been done and has put us at risk.

We would like the area to be planted as soon as possible. It is unlikely that it will help much at this point, but it needs to happen very quickly to hopefully mitigate the danger. We would like stumps that are still on the property and the few trees that are left to remain.

We continue to object to not having notifications to days when herbicide spraying and burning will take place.

We do not want to be exposed to more herbicide spraying and burning. We do not want ourselves, our families and our children to be made sick.

A large group of us will be meeting this weekend. We'll respond more at that time.

It is very disheartening that we have not also received a response from the EPA, DEQ and Lane County. EPA, DEQ and Lane County, please respond.

Lane County,

Please address the following questions and concerns:

Why are Collard Lake Neighborhood property owners required to pay for extensive engineer reports prior to any clearing done on their land (for building purposes) to prove they will not cause soil instability and runoff into the Watershed when the private owners were allowed to completely clear cut on steep hills adjoining the neighborhood?

Did the private owners apply for any permits through the county to do this kind of extensive clearing-cutting on the hills above and surrounding our neighborhood? Did you work with the Forestry Department on any of this? Did you have any contact with the owners at all?

There is part of a document attached that is a Lane County document. It addresses a "Natural Resource Zone" / Rural Comprehensive Plan. Item 16.213 states that "the zone is not intended to apply to agriculture or Forest Land" which is very striking. It goes on to state "to minimize the potential hazards of pollution, resource conversion, and land development .....regulating human activity in those areas where:

- a. The acceptable water quality of streams, lakes, estuaries of the ocean may be endangered;
- b. Watersheds and their streams or lakes are used for domestic water supplies;
- c. Natural conditions are vital for either unique vegetative ecosystems, aquatic wildlife or habitat, etc.....

All of these apply to the delicate Watershed, and there should not be the limiting text in the code protecting forestry or agriculture.  
This area of the Watershed has been mutilated and the water, the air, the land and people are in danger.

Environmental Protection Agency and Department of Environmental Quality. Please respond and let us know why there have been no plans in place, or actions implemented to help us here. Why it has been allowed that our neighborhood has been placed in such danger?

This entire past year has been one of constant fear and stress for those of us in the neighborhood. Why are Oregon citizens allowed to be treated in this way and left so vulnerable, traumatized and unprotected? Why are there no safeguards in place to protect citizens, their quality of and drinking water? Please take steps to protect this area, and citizens.

Please, all of you addressed, respond to us.

Shauna Boyd on behalf of Collard Lake Heights residents, Florence, Oregon

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> From: [grant.s.smith@state.or.us](mailto:grant.s.smith@state.or.us)

> To: [barber.anthony@epa.gov](mailto:barber.anthony@epa.gov); [bonnie.ashford@state.or.us](mailto:bonnie.ashford@state.or.us); [bray.dave@epa.gov](mailto:bray.dave@epa.gov); [dave.c.lorenz@state.or.us](mailto:dave.c.lorenz@state.or.us); [dick.pedersen@state.or.us](mailto:dick.pedersen@state.or.us); [eastman.susan@epa.gov](mailto:eastman.susan@epa.gov); [eric.w.nusbaum@state.or.us](mailto:eric.w.nusbaum@state.or.us); [ginsburg.andy@deq.state.or.us](mailto:ginsburg.andy@deq.state.or.us); [greg.aldrich@state.or.us](mailto:greg.aldrich@state.or.us); [heggem.daniel@epa.gov](mailto:heggem.daniel@epa.gov); [helder.dirk@epa.gov](mailto:helder.dirk@epa.gov); [jacqueline.fern@state.or.us](mailto:jacqueline.fern@state.or.us); [james.l.hall@state.or.us](mailto:james.l.hall@state.or.us); [john.o.byers@state.or.us](mailto:john.o.byers@state.or.us); [joshua.seeds@state.or.us](mailto:joshua.seeds@state.or.us); [keir.miller@co.lane.or.us](mailto:keir.miller@co.lane.or.us); [manette.simpson@state.or.us](mailto:manette.simpson@state.or.us); [matt.laird@co.lane.or.us](mailto:matt.laird@co.lane.or.us); [mcgown.michael@epa.gov](mailto:mcgown.michael@epa.gov); [phil.m.hunter@state.or.us](mailto:phil.m.hunter@state.or.us); [powers.david@epa.gov](mailto:powers.david@epa.gov); [rod.l.nichols@state.or.us](mailto:rod.l.nichols@state.or.us); (b) (6); [wendy.wiles@state.or.us](mailto:wendy.wiles@state.or.us)

> CC: [jay.bozievich@co.lane.or.us](mailto:jay.bozievich@co.lane.or.us); [pete.sorenson@co.lane.or.us](mailto:pete.sorenson@co.lane.or.us); [rep.caddymckeown@state.or.us](mailto:rep.caddymckeown@state.or.us); [sen.arnieroblan@state.or.us](mailto:sen.arnieroblan@state.or.us)

> Date: Tue, 1 Apr 2014 15:54:26 -0700

> Subject: RE: Impending Landslide Risk Is Being Ignored

>

> Ms. Boyd,

>

> Thank you for contacting me and the Department of Forestry (ODF). As the regulating agency over activities related to forestland management on private lands, we have been actively overseeing the recent harvest related activity near your home since before it began last year. Regarding your landslide concerns, it is important to remember that landslides are a natural, inevitable part of Oregon's landscape. It is neither possible nor even desirable to prevent all landslides in Oregon. Some landslides actually provide benefits to fish and wildlife. However, prior to harvesting, our agency diligently assesses forestry operation plans to limit the potential for landslides that would create safety risks.

>

> The Oregon Forest Practices Act and administrative rules specifically require the Department of Forestry to assess whether a forestry operation will contribute to a possible landslide public safety risk before the operation occurs. These rules include appropriate practices designed to reduce the occurrence, timing, and effects of landslides when warranted by public exposure to safety risks. The rules are designed to prevent harvesting from contributing to landslides that affect public safety; however, the risk of landslides exists with or without harvesting.

>

> The harvest site near Collard Lake Heights was assessed by one of ODF's geo-technologists to determine potential risks for contributing to landslides. Following thorough review and based on the geologic formation, which is significantly different than the recent landslide in Washington, there were no indications that a harvest would contribute to a landslide creating a safety risk.

>

> Thank you again and feel free to contact me if you would like more information.

>  
> Sincerely,  
>  
> Link  
>  
> Grant (Link) Smith  
> District Forester  
> Western Lane District  
> Oregon Department of Forestry  
> 541-935-2283  
>  
>  
>  
> \_\_\_\_\_  
> From: S. Boyd (b) (6) ]  
> Sent: Saturday, March 29, 2014 11:05 AM  
> To: HALL James L; SMITH Grant S (Link); LORENZ Dave C; NICHOLS Rod L; [barber.anthony@epa.gov](mailto:barber.anthony@epa.gov);  
> [Powers.David@epa.gov](mailto:Powers.David@epa.gov); [Eastman.Susan@epa.gov](mailto:Eastman.Susan@epa.gov); [Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov); [pedersen.dick@deq.state.or.us](mailto:pedersen.dick@deq.state.or.us);  
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> BYERS John O; [enusbaum@oda.state.or.us](mailto:enusbaum@oda.state.or.us); ASHFORD Bonnie; [msimpson@oda.state.or.us](mailto:msimpson@oda.state.or.us); [McGown.Michael@epa.gov](mailto:McGown.Michael@epa.gov);  
> [Helder.Dirk@epa.gov](mailto:Helder.Dirk@epa.gov)  
> Cc: SEN Roblan; [Jay.Bozievich@co.lane.or.us](mailto:Jay.Bozievich@co.lane.or.us); REP McKeown; [Pete.SORENSEN@co.lane.or.us](mailto:Pete.SORENSEN@co.lane.or.us); KMTR-TV;  
> [diane.dietz@registerguard.com](mailto:diane.dietz@registerguard.com); [news@klcc.org](mailto:news@klcc.org); (b) (6)  
> Subject: Impending Landslide Risk Is Being Ignored  
>  
>  
> Oregon Forestry Department, Environmental Protection Agency, Department of Environmental Quality and Lane County,  
>  
> As you are aware, last year, permits were granted by the Oregon Forestry Department to allow private timber owners to clear  
and harvest timber on almost 70 acres directly above (on steep terrain) and adjoining "Collard Lake Heights", a residential  
neighborhood in Florence, Oregon.  
>  
> The massive clear cutting of trees has taken place on the hills high above and surrounding the neighborhood, all the way down to  
the street in front of neighborhood homes. As a footnote, the area is partially within the Clear Lake Watershed which has been  
designated a 'sole source aquifer by the Environmental Protection Agency, and provides the drinking water for thousands in  
Florence.  
>  
> Neighbors have had to deal with the fear of health impacts from aerial and ground herbicide spraying, and have endured  
breathing difficulties and health issues from the burnings of huge slash piles. Wind issues have increased, and property values in the  
area have diminished.  
>  
> More recently, with the news of the large-scale landslide in Washington that has claimed many lives and is linked to logging  
above the neighborhood that was engulfed, along with warnings for our area through early next week of high rains and landslide  
risk, the threat of a catastrophic landslide has taken precedence.  
>  
> This area is very delicate, abutting sand dunes and within a very temperate and rainy zone, with a potential for seismic activity.  
There were already runoff issues from the hillside even before the extra impact of clear cutting was placed on the fragile area.  
During the winter, even before the clear cut, heavy storms force water to rush down the hills. The road in front of part of the  
hillside has experienced sinking and the pavement is cracking.  
>  
> Neighbors have feared a landslide since the cutting initially began, and voiced their concerns to the Forestry Department in April  
2013. The Oregon Forestry Department responded at that time that it had been deemed there was no landslide risk, and allowed  
the project to move forward. Clear cutting continued along the steep slopes of the hills all the way down to the road directly in  
front of neighborhood homes.  
>  
> There is an area in the project that is of particular concern. The high slopes in the area come down to form a natural gully,

leading toward a stream across the road (which had to be diverted underground by a pipe) and the neighborhood. This slope has also been completely clear cut along with the massive area above it. The paved road at the bottom is cracked and has significantly dipped and appears to have been sinking for some time. Local agencies may be aware of the issue already, as neighbors have seen that area of the road marked before.

>

> There are many indications that the area is prime for a catastrophic landslide. The area is very similar to the area in Washington that experienced a recent catastrophic landslide that killed many people. This area is currently on an alert with a weather warning for heavy rains and increased landslide risk through early next week.

>

> The link below is regarding the recent mudslide that killed many people and is linked to area logging around the neighborhood:

>

> [http://seattletimes.com/html/localnews/2023225363\\_mudslideloggingxml.html](http://seattletimes.com/html/localnews/2023225363_mudslideloggingxml.html)

>

> There was little to no attention paid to the risks that were being posed to our neighborhood as the clear cutting was allowed to take place on the hills surrounding the neighborhood in what was already an especially delicate and fragile area. It should have never been allowed to happen, and now, possibly, nothing can even be done about it.

>

> Area residents are being warned of high landslide risk as a series of winter storms including high rainfall pass through our area. Luckily, this past winter was not as wet as usual, but the danger faced now with this current weather warning is a reminder that this will not always be the case. Tremendous rains will come to the area now and in the future. This issue needs to be addressed and all precautions taken now (although most likely it is much too late) to ensure that a landslide of catastrophic proportions does not actually take place.

>

> Please assess the current and future landslide risk for the area and come up with a plan to help minimize it. There are still some stumps left on the property, but neighbors have heard that a huge broadcast burn and clearing will be taking place as weather allows. This will only weaken the area more and increase the danger that already must be faced.

>

> Please do not ignore this! Please respond immediately with assurance that a current landslide risk assessment will take place. Please do not allow the burning of the remaining stumps and the further clearing of the area. Please show us that plans are in place that will help minimize what is already an extreme risk for an impending and catastrophic landslide.

>

> Shauna Boyd on behalf of Collard Lake Heights residents, Florence, Oregon

> (b) (6)

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removed.txt

\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

This message contained an attachment which the administrator has caused  
to be removed.

\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

Attachment name: [image001.jpg]  
Attachment type: [image/jpeg]